

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.82 OF 2006

In

APPEAL FROM ORDER (STAMP) NO.981 OF 2006

Mrs.Sakhubai Shivram Koli : Applicant
(Orig.Plaintiff)

V/s.

The Municipal Corporation of Greater
Bombay & Anr. : Respondents
(Orig. Defendants)

...

Mr.P.B.Shah for the applicant.

Mr.R.N.Kachare for respondent no.2.

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CORAM : A.M. KHANWILKAR, J.

DATE : APRIL 19, 2006.

P.C.

1. Counsel for respondent no.2 submits that ordinarily, the delay being of 99 days, he would not have opposed the prayer for condonation of delay. However, according to him, the application as filed is bereft of any material facts which could persuade this Court to condone the delay. In response to this submission, the counsel for the applicant accepts that the facts stated in the

application will have to be provided with better particulars. He prays for one week's time to file further affidavit.

2. Stand over to 28.4.2006. If further affidavit is not filed by the applicant on or before 25.4.2006, the application will stand dismissed for non-prosecution.

A.M.KHANWILKAR, J.